

## SEMINOLE COUNTY GOVERNMENT AGENDA MEMORANDUM

**SUBJECT:** BAR #08-97 - \$974,444 - Administrative Services - Various Funds - Cancel Hazard Mitigation-Wind Retrofit Grant

**DEPARTMENT:** Fiscal Services

**DIVISION:** Budget

**AUTHORIZED BY:** Lisa Spriggs

**CONTACT:** Timothy Jecks

**EXT:** 7181

**MOTION/RECOMMENDATION:**

Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-97 through various Funds in the amount of \$974,444.00 to cancel appropriations from the Hazard Mitigation-Wind Retrofit Grant Fund and transfer balances of cash matches provided by the General Fund and Fire Protection Fund.

County-wide

Lin Polk

**BACKGROUND:**

The Hazard Mitigation - Wind Retrofit Grant Program was originally planned to provide funding for projects designed to reduce long-term risk to the Public Safety Building from natural Hazards. The Contract put in place to complete the work was canceled by the BCC at the 11/13/07 board meeting. The action requested allows the transfer of unexpended match funds back to the General Fund and Fire Protection Fund. Below is background information, which was provided to the Board when Administrative Services canceled the Contract related to this project.

CC-2087-07/BHJ was awarded to T + G Constructors, Inc. by the Board on July 24, 2007. This Agreement was to provide for all labor, materials, equipment, transportation, coordination and incidentals necessary for the installation of window security/impact resistant film on all exterior windows, replacement of all overhead coiling doors and replacement of aluminum louvers to meet Miami-Dade hurricane impact requirements at the Public Safety Building located at 150 Bush Boulevard, Sanford, Florida 32773.

After receiving verbal approval for the FEMA Grant, the Facilities Management Division determined that the use of the window film specified within the construction documents as a hurricane protection barrier would provide a cost savings benefit to the County. Use of this material was approved by the FEMA Project Manager at that time, and was subsequently incorporated into the plans and specifications developed by the project's Architect of Record (Rhodes and Brito Architects). This project was bid and awarded to T & G Constructors of Orlando, Florida based on these plans and specifications.

Before the issuance of the Notice-To-Proceed, staff was informed by FEMA that the Project Manager who had approved use of the window tint material had been removed from his position, and that this material was not acceptable for use under the FEMA Grant. On September 24, 2007, both County staff and the project's Architect of Record met with the management team from the local FEMA office. FEMA management provided confirmation that

the material did not meet Miami-Dade hurricane impact requirements and therefore was not acceptable under the terms of the FEMA Grant. Upgrading to acceptable materials would have significantly increased the costs to the General Fund and Fire Fund. The Project was canceled as a result. Any claim associated with this termination will be processed in accordance with Seminole County Administrative Code. The backup documentation includes the formal letter sent to T + G Constructors, Inc. that requests the Contractor cease any further action under this Agreement.

This project was funded from the following sources:

\$650,250 Grant

\$208,132 Transfer from General Fund

\$8,618 Transfer from Fire Fund

The project incurred \$60,037 worth of engineering expenditures over the past 2 years. Those expenditures will be funded on a weighted-average basis from the cash matches provided by the General Fund and Fire Protection Fund (96% GF and 4% FF).

**STAFF RECOMMENDATION:**

Staff recommends that the Board approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-97 through various Funds in the amount of \$974,444.00 to cancel appropriations from the Hazard Mitigation-Wind Retrofit Grant Fund and transfer balances of cash matches provided by the General Fund and Fire Protection Fund.

**ATTACHMENTS:**

1. Budget Amendment Request

<b>Additionally Reviewed By:</b> No additional reviews
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2008-R-

**BUDGET AMENDMENT REQUEST**

TO: Seminole County Board of County Commissioners

FROM: Department of Fiscal Services

SUBJECT: **Budget Amendment Resolution**Department: **Administrative Services**Fund(s): Administrative Services Grants – Federal,  
General Fund, Fire Protection Fund**FS Recommendation**T Jecks \_\_\_\_\_ 9/3/08  
Analyst \_\_\_\_\_ Date

Budget Manager \_\_\_\_\_ Date

Director \_\_\_\_\_ Date

08-97 \_\_\_\_\_  
BAR

PURPOSE: Cancel appropriation for the Hazard Mitigation-Wind Retrofit Grant in the amount of \$650,250 awarded by the Florida Department of Community Affairs. Transfer balance of the cash matches provided by the General Fund and Fire Protection Fund to reserves.

ACTION: Approval and authorization for the Chairman to execute Budget Amendment Resolution.

In accordance with Section 129.06(2), Florida Statutes, it is recommended that the following accounts in the County budget be adjusted by the amounts set forth herein for the purpose described.

**Sources:**

Account Number	Project #	Account Title	Amount
11907.010565.560650	80000002	Construction In Progress (Hazard Mitigation Wind Grant)	817,731
00100.381100.11907		Transfer From Fund 11907	150,482
11200.381100.11907		Transfer From Fund 11907	6,231
<b>Total Sources</b>			<b>\$ 974,444</b>

**Uses:**

Account Number	Project #	Account Title	Amount
11907.331230.CF		Hazard Mitigation Grant Revenue	650,250
11907.014123.590910.00100		Transfer To Fund 00100 (Match)	150,482
11907.014123.590910.11200		Transfer To Fund 11200 (Match)	6,231
00100.999901.599998		Reserves & Contingencies	150,482
11200.999912.599998		Reserves & Contingencies	6,231
11907.010565.530310	80000002	Professional Services (Hazard Mitigation Wind Grant)	10,768
<b>Total Uses</b>			<b>\$ 974,444</b>

**BUDGET AMENDMENT RESOLUTION**

This Resolution, 2008-R-\_\_\_\_\_ approving the above requested budget amendment, was adopted at the regular meeting of the Board of County Commissioners of Seminole County, Florida \_\_\_\_\_ as reflected in the minutes of said meeting.

Attest:

\_\_\_\_\_  
Maryanne Morse, Clerk to the  
Board of County Commissioners

By: \_\_\_\_\_  
Brenda Carey,  
Chairman

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Entered by County Finance Department

Date: \_\_\_\_\_

**ADMINISTRATIVE SERVICES DEPARTMENT**  
**PURCHASING AND CONTRACTS DIVISION**



October 25, 2007

T + G Constructors  
Attn: Mr. Ricardo Gonzalez, President  
8623 Commodity Circle  
Orlando, Florida 32819  
PH. (407) 352-4443  
FX. (407) 514-3801

**Subject: CC-2087-07/BHJ - Seminole County Public Safety Building  
Hurricane Protection**

Dear Mr. Gonzalez:

The above referenced project was to provide for all labor, materials, equipment, transportation, coordination and incidentals necessary for the installation of window security/impact resistant film on all exterior windows, replacement of all overhead coiling doors and replacement of aluminum louvers to meet Miami-Dade hurricane impact requirements at the Public Safety Building located at 150 Bush Boulevard, Sanford, Florida 32773.

Following approval from the assigned FEMA Project Manager, window film material was incorporated within the plans and specifications of the construction documents as a hurricane protection barrier. This project was publicly advertised, bids were received and subsequently on July 24, 2007 the Seminole County Board of County Commissioners awarded an agreement to your firm, T + G Constructors, Inc.

Prior to the issuance of a Notice-To-Proceed, staff was informed by FEMA that the assigned Project Manager had been removed from his position, and that this material was not acceptable for use under the FEMA Grant. On September 24, 2007, both County staff and the project's Architect of Record met with the management team from the local FEMA office. FEMA management provided confirmation that the material did not meet Miami-Dade hurricane impact requirements and therefore was not acceptable under the terms of the FEMA Grant.

**ADMINISTRATIVE SERVICES DEPARTMENT**  
**PURCHASING AND CONTRACTS DIVISION**



Effective from the date of this letter, T + G Constructors, Inc. is instructed to cease any and all further action under CC-2087-07/BHJ - Seminole County Public Safety Building Hurricane Protection. It is the intention of the Purchasing & Contracts Division to present an Agenda Item to the Board on November 13, 2007. This item will request authorization to terminate the agreement for convenience, pursuant to 15.4 – Termination for Convenience under Section 00800: General Conditions of the construction documents.

This letter will serve as the County's notice to terminate for convenience. Any potential claim associated with this termination will be processed in accordance with Seminole County Administrative Code.

Should you have any questions, please do not hesitate to call.

Sincerely,

Robert L. Hunter, MBA, CPPB, FCN, FCCM  
Procurement Supervisor  
Seminole County Government  
Purchasing & Contracts Division  
1101 East First Street  
Sanford, FL 32771  
Office (407) 665-7119  
Fax (407) 665-7956  
[bhunter@seminolecountyfl.gov](mailto:bhunter@seminolecountyfl.gov)

<b>80000002</b>	<b>Hazard Mitigation Wind Grant</b>					
<b>Original Project Budget</b>						
Grant	650,250			(60,037)	Total 06/07 and 07/08 Expenditures	
General Fund	208,132	96%		(57,650)	GF Portion	
Fire Fund	8,618	4%		(2,387)	FF Portion	
Total Project Budget	867,000					
06/07 Expenditures	(49,269)			6,231	To be returned to Fire Fund	
07/08 Project Budget	817,731					
07/08 Expenditures	(10,769)					
Budget to be Removed	806,963					
Grant	650,250					
General Fund	150,482					
Fire Fund	6,231					
Remaining Budget	0					